TL 4320

OMCT
OPERATING THE SOS-TORTURE NETWORK

ORGANISATION MONDIALE CONTRE LA TORTURE
WORLD ORGANIZATION AGAINST TORTURE
Director Eric Sottas

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Case IDN/TMP 280598

The International Secretariat of OMCT requests yours **URGENT** intervention in the following situation in **Indonesia** / East Timor.

Brief description of the situation:

The East Timor Human Rights Centre (ETHRC), a member of the OMCT Network, has expressed its grave concern for the physical and psychological integrity of Mr. **Armando da Silva**, arrested early May by members of Kopassus (Special Forces Command) in Baucau. It is believed that he is being detained at either the Kopasus "Rumah Merah" headquarters in Baucau, reputed to be a torture centre or at the Kopassus "Lanud" headquarters near the Baucau airport.

According to the ETHRC, Mr. Armando da Silva has been subject to torture and beatings in detention during interrogations to identify those involved in the East Timorese clandestine resistance. During these interrogations, he had been forced to divulge the names of individuals allegedly involved in the clandestine resistance, including Mr. **Carlos da Silva** and Mr. **Carlos da Costa**. They were both killed shortly afterwards, May 10th, in Bucoli village, Baucau, by members of Kopassus.

The International Secretariat fear that Mr. Armando da Silva is being illegally detained and that no charges have been brought against him. He has been denied access to humanitarian assistance, legal representation and family members.

The ETHRC has also informed the International Secretariat of its concern for the extra-judicial execution of Mrs. **Maria Freitas**, April 14th, 1998, who died as a result of gunshot wounds during a shooting incident instigated by members of Kopassus. Her husband, Mr. Salustiano Freitas, had been injured and arrested following this incident.

The International Secretariat would also like to express its concern for the frequency of extra-judicial executions and arbitrary arrests in East Timor and urges the authorities of East Timor to ensure in all circumstances respect for human rights and fundamental freedoms in accordance with national laws and international standards

Actions requested:

Please write to the Indonesian authorities urging to:

i.- locate the whereabouts of Mr. **Armando da Silva** and ensure his physical and psychological well being as well as all others who are being detained ;

ii.- release Mr. Armando da Silva if no charges have been brought against him, or if such charges exist, bring him before a competent and impartial tribunal and guarantee his procedural rights;

iii.- open a full impartial enquiry into all the events, identify those responsible, bring them to trial and apply the civil, penal and/or administrative sanctions provided by legislation;

iv.- ensure the rights to a compensation and redress for the families of Mrs. Maria Freitas, Mr. Carlos da Silva and Mr. Carlos da Costa.

v.- effectively guarantee the freedom of opinion and expression in East Timor in accordance with international standards.

Addresses:

MINISTER OF JUSTICE M. Haji Utoyo Usman S.H., Menteri Kehakiman, JI. H.R. Rasuna Said Kav. 6-7, Kuningan, Jakarta Selatan, Indonesia. Fax : + 62 21 525 3095

MINISTER OF FOREIGN AFFAIRS, Ali Alatas S.H. Menteri Luar Negeri, Jl Medan Taman Pejambon No. 6 Jakarta, Imdonesia, Fax +62 21 380 5511/360 517/345 7782/360 541

CHIEF OF POLICE FOR EAST TIMOR, Colonel Atok Rismanto, Kapolda Timor Timur, Dili, East Timor, INDONESIA, Telegrams: Kapolda, Dili, East Timor

CHIEF OF NATIONAL POLICE Maj. Gen. (Pol.) Banurusman Atmosumitro, Kapolri, Markas Besar Kepolisian RI, JI. Trunojoyo 13, Kebayoran Baru, Jakarta Selatan, Indonesia. Telegrams : National Police Chief, Jakarta, Indonesia

MILITARY COMMANDER REGION IX/UDAYANA(includes East Timor) General.Syahrir MS, Pangdam IX/Udayana, Markas Besar KODAM IX/Udayana, Denpasar, Bali, Indonesia. Telegram : Pangdam IX/Udayana, Denpasar, Bali, Indonesia.

SECRETARY GENERAL, NATIONAL COMMISSION ON HUMAN RIGHTS Prof. Dr. Baharuddin Lopa, Sekretaris Jenderal, Komisi Nasional Hak Azasi Manusia (Komnas HAM), JI Latuharhary No.4B,Menteng Jakarta Pusat, Indonesia

The Indonesian Embassy in your respective country.

Geneva- 28 May, 1998

Kindly inform us of any action taken quoting the code of this appeal in your reply.